

JAMEERAH T WARE
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07/11/2024

United States Bankruptcy Court
Robert N.C. Nix Building
900 Market Street, Suite 400
Philadelphia, PA 19107-4299

Case No.: 24-12064 (PMM)

[Plaintiff's MERCEDES-BENZ FINANCIAL USA LLC , Petitioner,
VS.
[Defendants JAMEERAH T WARE, Respondent.

UNIVERSAL PETITION REQUESTING EMERGENCY HEARING BASED ON NEWLY DISCOVERED MATERIAL
EXCULPATORY EVIDENCE AND REQUEST TO STRIKE PROMISSORY NOTE

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5. United States v. Bagley, 473 U.S. 667 (1985)
6. In re International Horizons, Inc., 751 F.2d 1213 (11th Cir. 1985)
7. Rubin v. U.S., 449 U.S. 424 (1981)



1. Jurisdiction

This court has jurisdiction over this matter pursuant to the Federal Reserve Act, Section 16, and relevant case law that establishes the right to challenge jurisdictional issues related to the alleged outstanding debt. The promissory note in question does not evidence an outstanding debt but is instead a security as defined by Congress.

2. Introduction

Petitioner respectfully requests an emergency hearing based on newly discovered material exculpatory evidence. The promissory note, previously entered into the record, should be stricken as it does not evidence an outstanding debt but a security. Under the principles of contract law, as outlined in the Uniform Commercial Code (UCC), a

promissory note must evidence a promise to pay a monetary obligation. However, this note includes an order to pay, thus classifying it as a draft under UCC 3-104.

3. Constitutional Challenge

Petitioner invokes the First and Fifth Amendments to the United States Constitution. The right to petition is absolute and cannot be waived once exercised. Due process under the Fifth Amendment requires proof of an outstanding debt to be presented on the record, which is a jurisdictional matter that can be challenged at any time.

4. Statement of Claim

The promissory note in question, when tendered to a Federal Reserve agent, is treated as a security and not a promise to pay. This is supported by the Federal Reserve Act, Section 16, which states that "in no event shall such collateral security be less than the total amount of the note applied for." The promissory note represents a draft, not a debt, as defined in law.

5. Historical Background

The historical application of the UCC and relevant case law, including *Brady v. Maryland*, 373 U.S. 83 (1963), and its progeny, mandates the disclosure of material exculpatory evidence. The failure to present proof of an outstanding debt violates due process and constitutes a jurisdictional issue.

6. Petitioned Relief Request

Petitioner requests that the promissory note be stricken from the record as it does not evidence an outstanding debt. Additionally, Petitioner requests an emergency hearing to address the newly discovered material exculpatory evidence. The obligation to prove the existence of the debt lies with the party alleging it, and failure to do so permits the challenge of their standing, a jurisdictional matter.

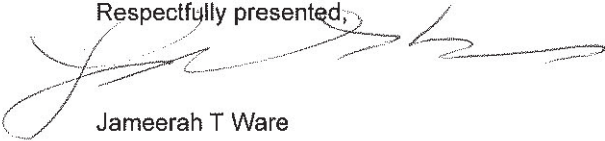
7. Summarization

The promissory note represents a draft and not a debt. Congress, under Section 16 of the Federal Reserve Act, identifies such notes as securities. The requirement of due process mandates the presentation of an outstanding debt on the record, and this jurisdictional issue can be challenged at any time.

8. Certificate and Verification

I, [Your Name], hereby certify and verify under penalty as witness by and before GOD that the statements made in this petition are true and correct to the best of my knowledge and belief.

Respectfully presented,



Jameerah T Ware

Case Citations for Promissory Notes as Drafts

1. UCC 3-104 - Defines promissory notes and drafts.
2. *In re International Horizons, Inc.*, 751 F.2d 1213 (11th Cir. 1985) - Discusses the nature of promissory notes and drafts under the UCC.
3. *Rubin v. U.S.*, 449 U.S. 424 (1981) - Addresses the classification of financial instruments.
4. *United States v. Morton*, 467 U.S. 822 (1984) - Discusses jurisdictional challenges and the burden of proof.
5. *United States v. Bagley*, 473 U.S. 667 (1985) - Reinforces the requirement for disclosure of exculpatory evidence.

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JAMEERAH T WARE
1909 LARCHMONT PL
MOUNT LAUREL NJ 08054-5905

Cut Along the Dotted Line

State of New Jersey Temporary Evidence of Insurance					
GEICO		2023 M BENZ GLE CLASS Vehicle ID No. 4JGFB4KB5PA964202			
365		GEICO Secure Insurance Company			
One GEICO Boulevard, Fredericksburg, VA 22412-0003					
Policy Number 6166-15-52-15		Effective Date 07/11/24		Expiration Date 07/31/24	
Named Insured(s) Jameerah T Ware					
1909 Larchmont Pl, Mount Laurel NJ 08054-5905					
FOLD HERE FOLD HERE FOLD HERE FOLD HERE FOLD HERE FOLD HERE					
2023 M BENZ GLE CLASS					
Additional Drivers					
Additional Insured/Registered Owner if Different from the Named Insured:					

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Additional Insured/Registered Owner if Different from the Named Insured:			

Delaware

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The First State

CERTIFICATE

**SEARCHED JUNE 17, 2024 AT 8:29 A.M.
FOR DEBTOR, JAMEERAH TAHIDAH WARE**

THE UNDERSIGNED FILING OFFICER HEREBY CERTIFIES THAT THERE ARE NO PRESENTLY EFFECTIVE FINANCING STATEMENTS, LAPSED FINANCING STATEMENTS, FEDERAL TAX LIENS OR UTILITY SECURITY INSTRUMENTS FILED IN THIS OFFICE WHICH NAME THE ABOVE DEBTOR, JAMEERAH TAHIDAH WARE AS OF MAY 24, 2024 AT 11:59 P.M.




Jeffrey W. Bullock, Secretary of State

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SR# 20242888524

Authentication: 203720882
Date: 06-17-24

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